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OCT 12 2006

David S. Bradin

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## FACSIMILE

October 12, 2006

Number of Pages: 16

Please call the following number if the message you  
receive is incomplete or not legible: (919) 484-2301

C/M

48547.0012.5

To:

Company:

Fax:

Phone:

MS: Non-Fee Amendment

USPTO

1.571-273-8300

Please see attached.

Thank you,

David S. Bradin

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WCSR 3454357v1

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PTO/SB/97 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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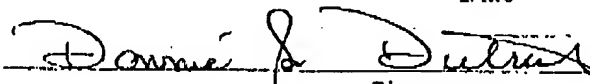
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I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent Office,

(M/S: Non-Fee Amendment) (571-273-8300) on October 12, 2006.

Date

  
SignatureDonnie S. Dietrich

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Serial No. 10/643,319, filed on August 19, 2003.

The following documents are included:

Facs Cover Page (1 page)  
Fee Transmittal (1 + 1 cc = 2 pages)  
Response/Amendment (8 pages)  
Amendment Transmittal letter (1 + 1 cc = 2 pages)  
Petition for three month extension of time (1 + 1 cc = 2 pages)  
This page (1 page)

Total: 16 pages

Atty. Dkt. No.: M233 1030.1 (48547.0012.5)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patent, P.O. Box 1450, Alexandria, VA 22313-1450.

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WCSR 3451443v1

PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OM3 0551-0032

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4010).

**FEE TRANSMITTAL**  
**For FY 2006**☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 510.00

**Complete If Known**

Application Number	10/643,319
Filing Date	Aug. 19, 2003
First Named Inventor	RUFF, et al.
Examiner Name	OH, Simon, J.
Art Unit	1818
Attorney Docket No.	M233 1030.1 (48547.0012.5)

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**METHOD OF PAYMENT (check all that apply)**
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_
☒ Deposit Account Deposit Account Number: 09-0528 Deposit Account Name: Womble Carlyle

For the above identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description

Each claim over 20 (including Reissues)

Fee (\$)

Small Entity Fee (\$)

Each independent claim over 3 (including Reissues)

50

25

Multiple dependent claims

200

100

Total Claims

Extra Claims

Fee (\$)

Fees Paid (\$)

Multiple Dependent Claims

Fee (\$)

Fees Paid (\$)

- 20 or HP =

x

=

HP = highest number of total claims paid for, if greater than 20

Indep. Claims

Extra Claims

Fee (\$)

Fees Paid (\$)

- 3 or HP =

x

=

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets

Extra Sheets

Number of each additional 50 or fraction thereof

Fee (\$)

Fees Paid (\$)

- 100 =

/ 50 =

(round up to a whole number) x

=

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Petition for Three Month Extension of Time for Small Entity

\$510.00

**SUBMITTED BY**

Signature

Registration No.

37,783

(Attorney/Agent)

Telephone 919.484.2302

Name (Print/Type)

David S. Drach

Date October 12, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (01.06)

Approved for use through 07/31/2006. OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4010).

**FEE TRANSMITTAL**  
**For FY 2006**☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 510.00

**Complete if Known**

Application Number	10/643,319
Filing Date	Aug. 19, 2003
First Named Inventor	RUFF, et al.
Examiner Name	Oli, Simon, J.
Art Unit	1618
Attorney Docket No.	M233 1030.1 (48547.0012.5)

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**CENTRAL FAX CENTER****OCT 12 2006****METHOD OF PAYMENT** (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 09-0528 Deposit Account Name: Womble Carlyle

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

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**FEE CALCULATION** (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP =	x	=
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP =	x	=
HP = highest number of independent claims paid for, if greater than 3		

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition for Three Month Extension of Time for Small Entity

**Fees Paid (\$)****\$510.00****SUBMITTED BY**

Signature	<i>David S. Braum</i>	Registration No. (Attorney/Agent)	37,783	Telephone	919.484.2382
Name (Print/Type)	David S. Braum			Date	October 12, 2006

This collection of information is required by 37 CFR 1.130. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the burden of this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO 9199 and select option 2.

Atty. Dkt. No.: M233 1030.1 (43547.0012.5)

In re PATENT application of: RUFF, et al.  
Serial No: 10/643,319  
Filed: August 19, 2003  
Title: COATED DIBASIC CALCIUM PHOSPHATE

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## AMENDMENT TRANSMITTAL LETTER

MS: NON-FEE AMENDMENT  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

CLAIMS AS AMENDED					
	Claims after Amend.	Highest Prev. Paid For	Extra	Rate LE/SE	Additional Fee
Total Claims	14	- 20	= 0	X \$50/\$25	= \$0
Indep Claims	2	- 3	= 0	X \$200/\$100	= \$0
				Total Additional Fee for this Amendment = \$0	

- ☒ No fee is required.  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to our Deposit Account No. 09-0528.

Respectfully submitted,

10/12/06  
Date

David S. Bradin  
David S. Bradin  
Reg. No. 37,783

Womble Carlyle Sandridge & Rice, PLLC  
P.O. Box 7037  
Atlanta, GA 30357-0037  
(404) 872-7000 (Telephone)  
(404) 888-7490 (Facsimile)

ATLANTA 139412v1

Atty. Dkt. No.: M233 1030.1 (48547.0012.5)

In re **PATENT** application of: RUFT, et al.  
Serial No: 10/643,319  
Filed: August 19, 2003  
Title: **COATED DIBASIC CALCIUM PHOSPHATE**

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## AMENDMENT TRANSMITTAL LETTER

MS: NON-FEE AMENDMENT  
Commissioner For Patents  
P.O. Box 1-150  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

CLAIMS AS AMENDED					
	Claims after Amend.	Highest Prev. Paid For	Extra	Rate LF/SE	Additional Fee
Total Claims	14	- 20	= 0	X \$50/\$25	= \$0
Indep Claims	2	- 3	= 0	X \$200/\$100	= \$0
				Total Additional Fee for this Amendment = \$0	

- ☒ No fee is required.  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to our Deposit Account No. 09-0528.

Respectfully submitted,

10/12/06  
Date

David S. Bradin  
David S. Bradin  
Reg. No. 37,783

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ATLANTA 139412v1